

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 80037**

This is to certify that: **DOUBLE EAGLE PROPERTIES LLLP**
3173 N 4900 E
MURTAUGH, ID 83344

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
45-10107	WR/DECREED	6/30/1985	1.050 cfs	N/A	52.6	302.2	GROUND WATER
45-2075	WR/DECREED	2/2/1910	0.800 cfs	N/A	40.0	302.2	DRY CREEK
45-2176	WR/DECREED	10/11/1929	1.430 cfs	285.0 af	71.3	302.2	GROUND WATER
45-2220	WR/DECREED	5/10/1946	1.660 cfs	570.0 af	142.6	302.2	GROUND WATER
45-2408	WR/DECREED	2/20/1952	1.180 cfs	574.1 af	214.0	302.2	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>PQU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
45-10107	NO	NO	YES	NO	NO	NO
45-2075	NO	NO	YES	NO	NO	NO
45-2176	NO	NO	YES	NO	NO	NO
45-2220	NO	NO	YES	NO	NO	NO
45-2408	NO	NO	YES	NO	NO	NO

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
45-10107	45-10107	1.050 cfs	N/A	52.6	302.0	N/A	N/A	N/A	N/A	N/A
45-2075	45-2075	0.800 cfs	N/A	40.0	302.0	N/A	N/A	N/A	N/A	N/A
45-2176	45-2176	1.430 cfs	285.0 af	71.3	302.0	N/A	N/A	N/A	N/A	N/A
45-2220	45-2220	1.660 cfs	570.0 af	142.6	302.0	N/A	N/A	N/A	N/A	N/A
45-2408	45-2408	1.180 cfs	574.1 af	214.0	302.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		5.060 cfs	998.0 af	302.0	302.0		N/A	N/A	N/A	N/A

SUPPORT DATA

IN FILE # 45-2075

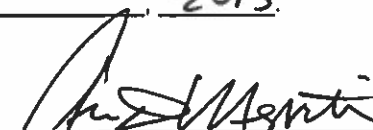
Transfer No. 80037

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 80037

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 9th day of July, 2015.


Southern Region Manager



WATER RIGHT NO. 45-2176**As Modified by Transfer No. 80037**

In accordance with the approval of Transfer No. 80037, Water Right No. 45-2176 is now described as follows:

Right Holder: DOUBLE EAGLE PROPERTIES LLLP
3173 N 4900 E
MURTAUGH, ID 83344

Priority Date: 10/11/1929

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 03/15 to **To** 11/15

Diversion Rate
1.430 cfs
1.430 cfs

Diversion Volume
285.0 af
285.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENWSE	Sec 5	Twp 12S Rge 20E	CASSIA County
GROUND WATER	SWNWSE	Sec 6	Twp 12S Rge 20E	CASSIA County
GROUND WATER	SESESE	Sec 6	Twp 12S Rge 20E	CASSIA County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	20E	6	38.0	39.0	39.0	39.0				30.0	11.0				39.0	39.0		28.0	302.0
			L 1	L 2															

Right Acre Limit: 71.3

POU Total Acres: 302.0

CONDITIONS OF APPROVAL

1. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
2. Right No. 45-10107 is an expansion of this right pursuant to Section 42-1416B, Idaho Code.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 140.
4. This right is limited to the irrigation of 71.3 acres within the authorized place of use in a single irrigation season.
5. Rights 45-2176, 45-2220, 45-2408 and 45-10107 when combined shall not exceed a total diversion rate of 4.26 cfs, a total annual maximum diversion volume of 998 af at the field headgate, and the irrigation of 302.0 acres.

Transfer No. 80037

WATER RIGHT NO. 45-2176
As Modified by Transfer No. 80037

CONDITIONS OF APPROVAL

6. Rights 45-2075, 45-2176, 45-2220, 45-2408 and 45-10107 when combined shall not exceed a total diversion rate of 5.06 cfs and the irrigation of 302.0 acres.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 45-2220**As Modified by Transfer No. 80037**

In accordance with the approval of Transfer No. 80037, Water Right No. 45-2220 is now described as follows:

Right Holder: DOUBLE EAGLE PROPERTIES LLLP
3173 N 4900 E
MURTAUGH, ID 83344

Priority Date: 5/10/1946

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 03/15 **To** 11/15

Diversion Rate
1.660 cfs
1.660 cfs

Diversion Volume
570.0 af
570.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SENWSE Sec 5 Twp 12S Rge 20E CASSIA County
GROUND WATER SWNWSE Sec 6 Twp 12S Rge 20E CASSIA County
GROUND WATER SESESE Sec 6 Twp 12S Rge 20E CASSIA County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	20E	6	38.0	39.0	39.0	39.0				30.0	11.0				39.0	39.0		28.0	302.0
			L1	L2															

Right Acre Limit: 142.6

POU Total Acres: 302.0

CONDITIONS OF APPROVAL

1. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
2. Right No. 45-10107 is an expansion of this right pursuant to Section 42-1416B, Idaho Code.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 140.
4. This right is limited to the irrigation of 142.6 acres within the authorized place of use in a single irrigation season.
5. Rights 45-2176, 45-2220, 45-2408 and 45-10107 when combined shall not exceed a total diversion rate of 4.26 cfs, a total annual maximum diversion volume of 998af at the field headgate, and the irrigation of 302.0 acres.

Transfer No. 80037

WATER RIGHT NO. 45-2220
As Modified by Transfer No. 80037

CONDITIONS OF APPROVAL

6. Rights 45-2075, 45-2176, 45-2220, 45-2408 and 45-10107 when combined shall not exceed a total diversion rate of 5.06 cfs and the irrigation of 302.0 acres.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 45-2408**As Modified by Transfer No. 80037**

In accordance with the approval of Transfer No. 80037, Water Right No. 45-2408 is now described as follows:

Right Holder: DOUBLE EAGLE PROPERTIES LLLP
3173 N 4900 E
MURTAUGH, ID 83344

Priority Date: 2/20/1952

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 03/15 **To** 11/15

Diversion Rate
1.180 cfs
1.180 cfs

Diversion Volume
574.1 af
574.1 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENWSE	Sec 5	Twp 12S Rge 20E	CASSIA County
GROUND WATER	SWNWSE	Sec 6	Twp 12S Rge 20E	CASSIA County
GROUND WATER	SESESE	Sec 6	Twp 12S Rge 20E	CASSIA County

PLACE OF USE: IRRIGATION

				NE				NW				SW				SE				Totals
Twp	Rng	Sec		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	20E	6		38.0	39.0	39.0	39.0				30.0	11.0				39.0	39.0		28.0	302.0
				L 1	L 2															

Right Acre Limit: 214.0

POU Total Acres: 302.0

CONDITIONS OF APPROVAL

1. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
2. Right No. 45-10107 is an expansion of this right pursuant to Section 42-1416B, Idaho Code.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 140.
4. This right is limited to the irrigation of 214 acres within the authorized place of use in a single irrigation season.
5. Rights 45-2176, 45-2220, 45-2408 and 45-10107 when combined shall not exceed a total diversion rate of 4.26 cfs, a total annual maximum diversion volume of 998 af at the field headgate, and the irrigation of 302.0 acres.

Transfer No. 80037

WATER RIGHT NO. 45-2408
As Modified by Transfer No. 80037

CONDITIONS OF APPROVAL

6. Rights 45-2075, 45-2176, 45-2220, 45-2408 and 45-10107 when combined shall not exceed a total diversion rate of 5.06 cfs and the irrigation of 302.0 acres.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 45-10107**As Modified by Transfer No. 80037**

In accordance with the approval of Transfer No. 80037, Water Right No. 45-10107 is now described as follows:

Right Holder: DOUBLE EAGLE PROPERTIES LLLP
3173 N 4900 E
MURTAUGH, ID 83344

Priority Date: 6/30/1985

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 03/15 **To** 11/15

Diversion Rate
1.050 cfs
1.050 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENVSE	Sec 5	Twp 12S	Rge 20E	CASSIA County
GROUND WATER	SWNWSE	Sec 6	Twp 12S	Rge 20E	CASSIA County
GROUND WATER	SESESE	Sec 6	Twp 12S	Rge 20E	CASSIA County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	20E	6	38.0	39.0	39.0	39.0				30.0	11.0				39.0	39.0		28.0	302.0
			L 1	L 2															

Right Acre Limit: 52.6

POU Total Acres: 302.0

CONDITIONS OF APPROVAL

1. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
2. This right is an expansion of Right Nos. 45-2176, 45-2220 and 45-2408 pursuant to Section 42-1416B, Idaho Code.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 140.
4. This right is limited to the irrigation of 52.6 acres within the authorized place of use in a single irrigation season.

WATER RIGHT NO. 45-10107
As Modified by Transfer No. 80037

CONDITIONS OF APPROVAL

5. Rights 45-2176, 45-2220, 45-2408 and 45-10107 when combined shall not exceed a total diversion rate of 4.26 cfs, a total annual maximum diversion volume of 998 af at the field headgate, and the irrigation of 302.0 acres.
6. Rights 45-2075, 45-2176, 45-2220, 45-2408 and 45-10107 when combined shall not exceed a total diversion rate of 5.06 cfs and the irrigation of 302.0 acres.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 45-2075**As Modified by Transfer No. 80037**

In accordance with the approval of Transfer No. 80037, Water Right No. 45-2075 is now described as follows:

Right Holder: DOUBLE EAGLE PROPERTIES LLLP
3173 N 4900 E
MURTAUGH, ID 83344

Priority Date: 2/2/1910

Source: DRY CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE
IRRIGATION

From 3/15 to **To** 11/15

Diversion Rate
0.800 cfs
0.800 cfs

LOCATION OF POINT(S) OF DIVERSION

DRY CREEK NWNWNE Sec 12 Twp 12S Rge 19E CASSIA County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	20E	6	38.0	39.0	39.0	39.0				30.0	11.0				39.0	39.0		28.0	302.0
			L 1	L 2															

Right Acre Limit: 40.0

POU Total Acres: 302.0

CONDITIONS OF APPROVAL

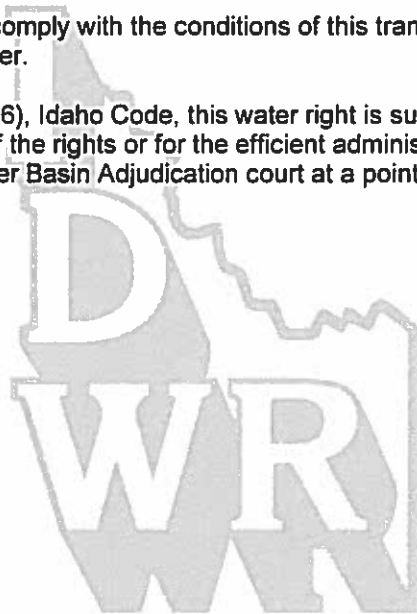
1. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
2. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 45N.
3. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
5. This right is limited to the irrigation of 40 acres within the authorized place of use in a single irrigation season.

Transfer No. 80037

WATER RIGHT NO. 45-2075
As Modified by Transfer No. 80037

CONDITIONS OF APPROVAL

6. Rights 45-2075, 45-2176, 45-2220, 45-2408 and 45-10107 when combined shall not exceed a total diversion rate of 5.06 cfs and the irrigation of 302.0 acres.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

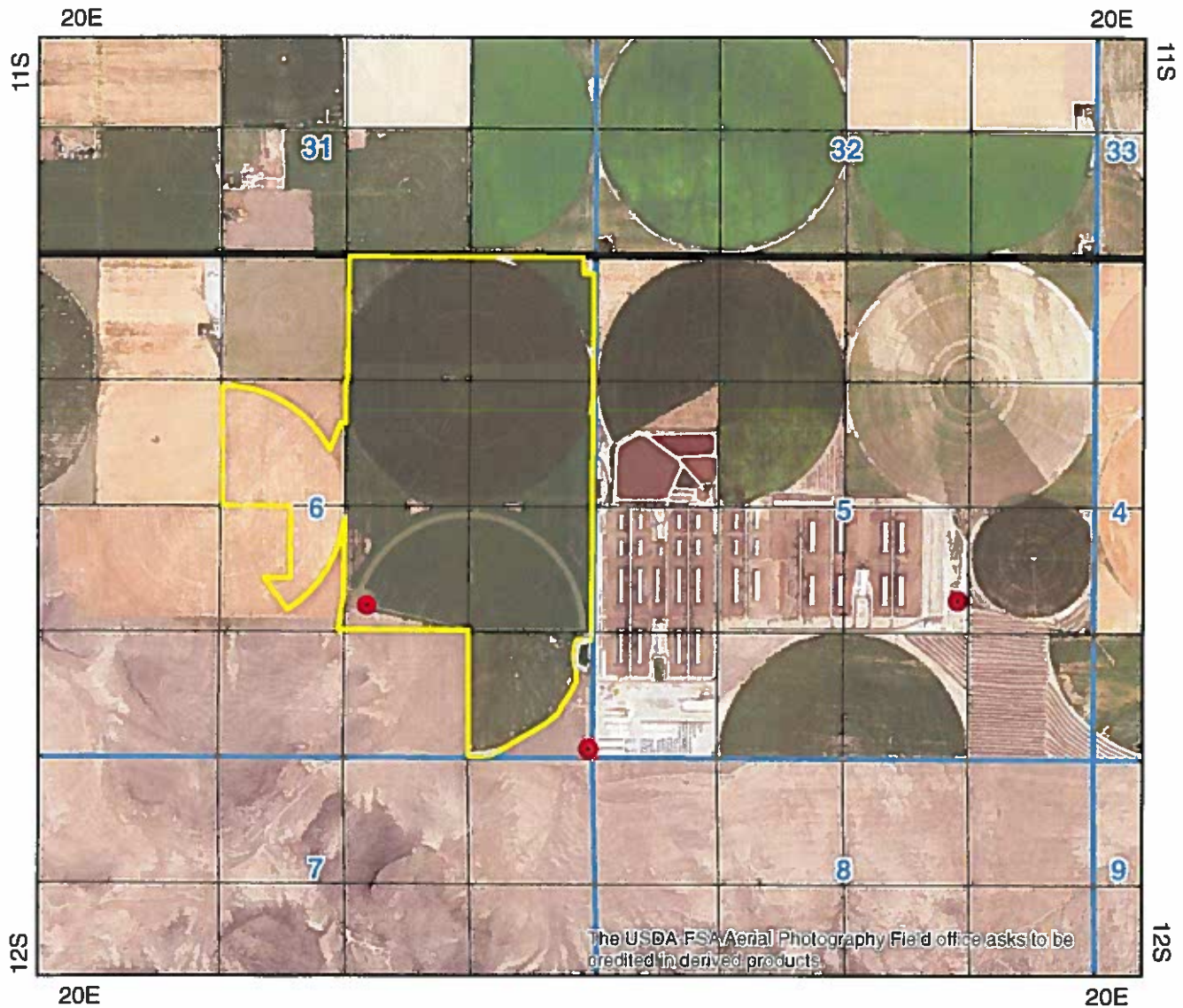


State of Idaho
Department of Water Resources

Attachment To Transfer No. 80037

Rights: 45-2176, 45-2220, 45-2408 & 45-10107

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.225 0.45 0.9 Miles



State of Idaho
Department of Water Resources
Attachment To Transfer No. 80037
Right: 45-2075

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.275 0.55 1.1 Miles

